

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

**ROTATABLE TECHNOLOGIES LLC,**

**Plaintiff,**

**v.**

**NOKIA INC. ET AL.,**

**Defendants.**

**CIVIL ACTION NO.2:12-CV-265**

**JURY TRIAL DEMANDED  
CONSOLIDATED**

**JOINT CLAIM CONSTRUCTION AND PREHEARING STATEMENT**

Pursuant to local Patent Rule 4-3 of the United States District Court for the Eastern District of Texas and the Court's Docket Control Order dated September 17, 2012, Plaintiff Rotatable Technologies LLC ("Rotatable"), and consolidated Defendants Apple Inc. ("Apple"), Samsung Telecommunications America, LLC and Samsung Electronics America, Inc. (collectively "Samsung"), Quickoffice, Inc. ("Quickoffice"), and Motorola Mobility LLC. ("Motorola") (collectively "Defendants") file this Joint Claim Construction and Prehearing Statement. Plaintiff and Defendants will be addressing the claim terms of asserted U.S. Patent No. 6,326,978 ("the '978 Patent").

**A. Agreed Upon and Disputed Claim Terms, Phrases or Clauses (P.R. 4-3(a)).**

There are no claim terms, phrases, or clauses on which the parties agree.

**B. Disputed Claim Terms (P.R. 4-3(b)).**

Pursuant to Local Patent Rule 4-3(b), the chart attached as Exhibit A to this Joint Statement contain Rotatable's and Defendants' respective proposed constructions and supporting evidence for each disputed claim term, phrase, or clause of the '978 patent.

**C. Anticipated Length of Time for Claim Construction Hearing (P.R. 4-3(c)).**

The parties have met and conferred in good faith regarding the constructions of terms and have narrowed the issues for this Court to resolve. Plaintiff anticipates that the hearing will last for approximately 3 hours. Defendants anticipate that the hearing will last for approximately 4 hours (2 hours per side).

**D. Witnesses and Experts (P.R. 4-3(d))**

The Parties do not intend to call any witnesses at the hearing. The Parties do not believe a technical expert is required to define the disputed claim terms. Neither Plaintiff nor Defendants identified any expert testimony as extrinsic evidence.

**E. Other Issues (P.R. 4-3 (e)).**

The parties are not aware of any other issues.

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April 22, 2013	<p><u>s/ Jesse J. Jenner, with permission  by Michael E. Jones</u>  Michael E. Jones  State Bar No. 10929400  POTTER MINTON P.C.  110 N. College, Suite 500  Tyler, Texas 75702  Telephone: (903) 597-8311  Facsimile: (903) 593-0846  mikejones@potterminton.com</p> <p>Of Counsel  Jesse J. Jenner (pro hac vice)  Gene W. Lee (pro hac vice)  David Chun (pro hac vice)  ROPES &amp; GRAY, LLP  1211 Avenue of the Americas  New York, NY 10036  Telephone: (212) 596-9000  Facsimile: (212) 596-9090  Jesse.Jenner@ropesgray.com  Gene.Lee@ropesgray.com  David.Chun@ropesgray.com  Attorneys for Defendants</p> <p><b>ATTORNEYS FOR DEFENDANTS</b></p>

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### **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3). Any other counsel of record will be served by electronic mail, facsimile, and/or first class mail on this date.

/s/ Timothy T. Wang

Timothy T. Wang